

REMARKS

This Application has been carefully reviewed in light of the Decision on Appeal issued September 14, 2009. Claims 1-29 are currently pending in this Application. In order to advance prosecution of the present Application, Claims 1, 8, 14, and 21 have been amended. Applicant respectfully requests reconsideration and favorable action in this Application.

Claims 1-29 stand rejected under 35 U.S.C. §103(a) as being unpatentable over Cajolet in view of Hancock, et al. Independent Claims 1, 8, 14, and 21 recite in general an ability to determine whether the render job is to be handled at a site local to the client or at a site remote from the client where the determination is based on an indication provided by the render job or processing availability at the site local to the client, provide one or more samples of the rendered first or second frames for the render job to the client prior to completion of rendering the first or second frame by the first and second servers, and receive an input from the client in response to the one or more samples where the input requests that the render job be canceled prior to completion of rendering the first or second frame by the first and second servers. By contrast, neither the Cajolet patent nor the Hancock, et al. paper disclose an ability to determine whether the render job is to be handled locally or remotely based on an indication in the render job or the local processing availability as required by the claimed invention. Moreover, neither the Cajolet patent nor the Hancock, et al. paper provide a capability to cancel a render job prior to completion of frame rendering as provided in the claimed invention. Support for the above recitation can be found at page 34, lines 1-7, and page 35, line 25, to page 36, line 2, of Applicant's specification. Therefore, Applicant

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respectfully submits that Claims 1-29 are patentably distinct from the proposed Cajolet - Hancock, et al. combination.

Please charge an amount of \$810.00 in satisfaction of the request for continued examination fee under 37 C.F.R. §1.17(e) to Deposit Account No. 02-0384 of BAKER BOTTS L.L.P.

CONCLUSION

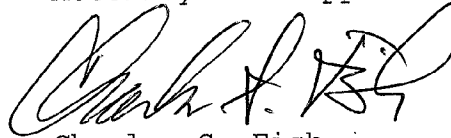
Applicants have made an earnest attempt to place this case in condition for allowance. For the foregoing reasons, and for other apparent reasons, Applicants respectfully request full allowance of all pending claims.

The Commissioner is hereby authorized to charge any fees or credit any overpayments associated with this Application to Deposit Account No. 02-0384 of BAKER BOTTS L.L.P.

Respectfully submitted,

BAKER BOTTS L.L.P.

Attorneys for Applicants

A handwritten signature in black ink, appearing to read 'Charles S. Fish', is written over a horizontal line.

Charles S. Fish

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